

SEC. 2. That section nine, chapter one hundred and twenty-two of the Public Laws of one thousand nine hundred and thirteen be and the same is hereby amended by striking out the last proviso of said section, said proviso being found on lines twelve to sixteen inclusive, and inserting in lieu thereof the following:

"*Provided further*, that if the damages awarded for a right of way shall exceed the benefits, it shall be the duty of the highway commissioners in said township to certify the correctness of same to the board of commissioners of Cherokee County for the proper amount due, and the treasurer of Cherokee County shall pay such order out of the general county funds. Damages awarded for road material shall be paid for by the township."

Damages to be certified to commissioners.

Treasurer to pay damages. Damages for material to be paid by township.

SEC. 3. That at least thirty-three and one-third (33 1/3) per cent of all moneys or funds expended by Cherokee County or Beaver Dam Township upon the public roads of said township shall be expended upon the construction and improvement of that road leading from Unaka, in Beaver Dam Township, to Murphy Township line by way of the William Davidson place, until at least six thousand dollars (\$6,000) shall have been expended on said road or until the construction and improvement of said road shall have been completed with a smaller expenditure, and balance of the eighteen-thousand-dollar (\$18,000) bond issue shall be placed to the construction of the road from Unaka to the Murphy Township line on the Hall place, and from Unaka to some practical point on Tennessee state line intersecting with the pike road.

Direction of expenditure 33 1-3 per cent of funds up to \$6,000.

Direction of expenditure of remainder of bond issue.

SEC. 4. That this act shall apply to Cherokee County only.

Act limited to Cherokee County.

SEC. 5. That this act shall be in force from and after its ratification.

Ratified this the 24th day of February, A. D. 1919.

CHAPTER 129

AN ACT TO REGULATE THE FEES OF THE VARIOUS JUSTICES OF THE PEACE OF GUILFORD COUNTY.

The General Assembly of North Carolina do enact:

SECTION 1. That the various justices of the peace of Guilford County, Forsyth, Rockingham, Caswell, and Gaston counties shall be allowed the following fees and expenses, namely:

Operation of act limited to Guilford, Forsyth, Rockingham, Caswell and Gaston counties.

Issuing attachment papers, fifty cents (50c) for the original and fifty cents (50c) for each copy thereof; for transcript of judgment, twenty-five cents (25c); for issuing summons, forty cents (40c), and twenty cents (20c) for each additional defendant; issuing subpoena, twenty-five cents (25c) for each witness; for trial and judgment, one dollar (\$1); for taking affidavit,

Fees of justices of peace set out.